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# NEVADA CENTRAL RAILROAD

BASE OF OPERATIONS: 2741 - Pinewood Avenue, Henderson, Nevada 89074  
(702) 914-7796

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## ROBERT ALAN KEMP, D/B/A: NEVADA CENTRAL RAILROAD

VIA - IMMEDIATE FAX FILING

(Tuesday), May 10, 2011

Cynthia T. Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 - E. Street, S. W., Room: 100  
Washington, D.C. 20423-0001

BY EMERGENCY FAX FILING: (202) 245-0461 / 0464

RE: Docket No.

AB-33 (Sub. No: 297X)

### MOTION TO STRIKE

by: ROBERT ALAN KEMP, D/B/A:  
NEVADA CENTRAL RAILROAD,

ENTERED  
Office of Proceedings

MAY 10 2011

Part of  
Public Record

(Tuesday), May 10<sup>th</sup>., 2011.

### UNION PACIFIC RAILROAD

#### -- ABANDONMENT EXEMPTION --

Lexington Industrial Lead, Lexington, MO., in Lafayette County, MO.

Ms. Brown:

Today, (Tuesday) May 10<sup>th</sup>., 2011, I have enclosed the instant original and three copies of the: MOTION TO STRIKE, hereby filed by: ROBERT ALAN KEMP, D/B/A: NEVADA CENTRAL RAILROAD specifically relating to: AB-33-297X.

If You or Your Staff have any questions or comments, please feel free to contact me personally.

Very truly yours,

  
Robert Alan Kemp (702) 914-7796

Sole Proprietor D/B/A: NEVADA CENTRAL RAILROAD, Henderson, NV 89074

Enclosures: Motion To Strike, Certification of Service

cc: Mr. John T. Digilio, Jr., Vice Chairman - Director/President. IITLS  
Mr. Joseph Anthony Mahoney, III - Director/Vice President. IITLS

**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

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**STB DOCKET NO: AB-33 (Sub. No: 297X)**

**Union Pacific Railroad Company  
-- ABANDONMENT EXEMPTION --  
IN LAFAYETTE COUNTY, MISSOURI  
(LEXINGTON INDUSTRIAL LEAD)**

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**MOTION TO STRIKE  
UNION PACIFIC REPLY OF APRIL 20<sup>th</sup>, 2011  
by: ROBERT ALAN KEMP, D/B/A;  
- NEVADA CENTRAL RAILROAD -**

1. Robert Alan Kemp, D/B/A; Nevada Central Railroad, based in Henderson, Nevada, 89074, hereby files his **MOTION TO STRIKE** the UP Reply of April 20<sup>th</sup>, 2011 for reasons further specified as follows.
2. UNION PACIFIC RAILROAD COMPANY hereafter ("UP"), deliberately and knowingly deceived the Board within the scope of what UP knowingly and falsely characterizes as a REPLY to the Board, which in fact turned out to be an action in which UP deliberately published a letter for which UP alleged as being directed to this Petitioner in name, Robert Alan Kemp, D/B/A: NEVADA CENTRAL RAILROAD, dated April 20<sup>th</sup>, 2011.
3. Mack H. Shumate, a learned professional licensed attorney believed by this Petitioner to be admitted to practice Law within the state of Illinois, knowingly and deliberately alleges to quote a Union Pacific Employee, but fails to introduce and thus file either a Verified Statement by said Employee: Mr. Ray Allamong, or a Sworn Affidavit

as the basis for which Attorney Shumate alleges actions by this Petitioner for which UP basis its alleged decision to [Terminate its documented agreement by and between UP and this Petitioner] lawfully acting in the name of: NCR, to in the very words of UP: "CONTINUE TO NEGOTIATE sale." So the real question is why is Mr. Shumate PUBLICALLY INTRODUCING virtually worthless documented "here say" evidence to the United States Government in the form of and or as an act of, but not limited to; Conspiracy, Defamation, Liable, and Criminal Fraud as and against this Petitioner. Could it be that Mr. Allamong personally agreed on March 31<sup>st</sup>, in a telephone conversation to this Petitioner, after this Petitioner called Mr. Shumate in order to receive information by Mr. Shumate confirming that Mr. Allamong would make the decision by UP on the provision of the NLV subsequent to the Decision by the Board on March 28<sup>th</sup>, 2011, that UP would Affirmatively Proceed to provide NCR with ALL of the NLV Documentation to this Petitioner, precisely as confirmed in writing to the Board within this Petitioners Motion Practice later the same day on March 31<sup>st</sup>, 2011, and I quote: "NO LATER THEN FRIDAY APRIL 8<sup>th</sup>, 2011," so NCR could continue in Direct Negotiations with UP. As an act of Honesty, this Petitioner made sure that Mr. Allamong had reviewed the Boards Decision of March 28<sup>th</sup>, 2011, prior to obtaining an answer from Mr. Allamong, who was just confirmed by Mr. Shumate as: "the Authorized Point of Contact for UP," that UP would Proceed with the provision of the NLV to NCR.

4. Its amazing to watch the so called LEARNED PROFESSIONALS TO PROCEED TO SYSTEMATICALLY DEFRAUD individuals such as Petitioner a simple single mere mortal non-learned man, by also claiming information contained within AB 33-230X for which Petitioner is investigating in Preparation of a CRIMINAL PETITION FOR GRAND JURY INDICTMENT OF UNION PACIFIC RAILROAD COMPANY, now to be used by UP as and against this Petitioner himself as identified within the UP April 20<sup>th</sup>, 2011 filing. What's even more amazing, is to watch the so called LEARNED PROFESSIONALS TO PROCEED TO SYSTEMATICALLY DEFRAUD individuals such as Petitioner a simple single mere mortal non-learned man, by the introduction and quotation of a Court Order relating to a case wherein the same Court Order states Petitioners Claims as "Incomprehensible" when in fact the same LEARNED PROFESSIONALS knew all along full well that the Court BARRED this Petitioner from the Introduction and Execution of Any and All Oral Argument relating to or in any way mentioning his AMENDED COMPLAINT, filed prior to the Court Hearing for which the so called LEARNED PROFESSIONALS, have decided


to now refer. When I was a KID, they used to call this kind of Behavior the "SHELL GAME." I wish to simply call it: "Smoke and Mirrors." Why didn't UP simply attach a copy of the COURT ORDER confirming to the Board the nature of the CRIMINAL ACTION BY A United States Federal Judge, also a practicing Psychotic Member of the MORMON ORGANIZED CRIME CARTEL working with their own CROOKED MORMON CARTEL ATTORNEYS, assigned to defend against Petitioners Federal Court Case in Nevada, also as a means to provide criminal cover for Senator Harry Reid. Oh NO,,, lets simply misquote a single section of the COURT ORDER, as a cleaver and deceptive means to Deceive the Board, but WHY: BECAUSE THEY CAN..... Unless their Stopped.

5. So why does UP HATE: "NEVADA BOB" a simple single mere mortal non-learned man. Could it be that Robert Alan Kemp devised a Heavy High Speed Railroad Passenger and Freight System that is 22-X More Efficient then that owned and operated by UP, powered by a low pressure ultra low emissions liquid fuel system that costs about 1.3-Cents Per Gallon. Noooo. The UP Reply of April 20<sup>th</sup>, 2011 was also untimely, and should be STRUCK by the Board as Utterly Baseless riddled with inadmissible here say evidence. This Petitioner will simply proceed with his valid charges as and against UP in United States Federal District Court in Washington, D.C., as well as the execution of Criminal Complaints/Petitions.

Respectfully submitted this: 10<sup>th</sup> Day of May, 2011.

by: ROBERT ALAN KEMP, D/B/A:

NEVADA CENTRAL RAILROAD

  
Robert Alan Kemp  
Individual Sole Proprietor: NEVADA CENTRAL RAILROAD  
2741 - Pinewood Avenue,  
Henderson, Nevada, 89074 (702) 914-7796

## **CERTIFICATE OF SERVICE**

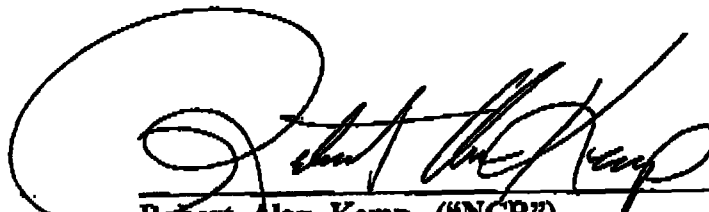
I, **Robert Alan Kemp**, hereby certify that (3-EA.) copies of the instant (4 -Page): **MOTION TO STRIKE**, along with the enclosed Proof of Service Sheet filed by Robert Alan Kemp to the **SURFACE TRANSPORTATION BOARD**, was personally mailed by the undersigned this 10<sup>th</sup>, day of May, 2011, via First Class US-Mail, as well as a single copy of same to:

### **UNION PACIFIC RAILROAD COMPANY C/O:**

**Mack H. Shumate, Jr., Senior General Attorney**  
**101 - North Wacker Drive, Room: 1920**  
**Chicago, Illinois 60606**  
**(312): 777-2055 Voice**  
**(312): 777-2065 Fax**

### **CITY OF LEXINGTON, MO.**

**Honorable Mayor of Lexington**  
**Col. Jerry Brown**  
**919 - Franklin Avenue**  
**Lexington, MO 64067**  
**(660) 259- 4633 Voice**  
**(660) 259- 4093 Fax**



**Robert Alan Kemp, ("NCR")**  
**(702) 914- 7796**